



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Selig, et al

Serial No.: 09/823,483

Filed: March 31, 2001

For: **Fast Clear Technique for Display Regions Having Subregions**

Confirmation No.: 5733

Group Art Unit: 2671

Examiner: Nguyen, Kimbinh T.

Docket No. 10011973-1

NOTICE OF PROPER DUE DATE BEING SEPTEMBER 27, 2004

**Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

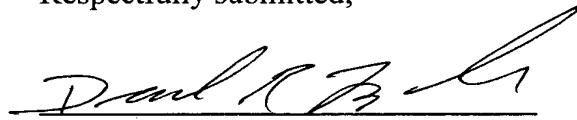
Sir:

Applicants have filed a Notice of Appeal in the above-reference patent application, which accompanies this submission. Applicants hereby notify the PTO that the proper due date for filing the Notice of Appeal should be September 27, 2004. Therefore, the notice (filed on the same date herewith-October 13, 2004) has been accompanied with a Petition for a One Month Extension of Time.

In contrast, the Advisory Action indicated that the period for reply expired three months from the date of the Final Rejection, which would have made the due date August 5, 2004, as the Final Rejection was mailed May 5, 2004. The undersigned respectfully submits that this date, indicated on the Advisory Action is incorrect. In this regard, the MPEP (Section 706.07(f)) provides that the period for reply to an Advisory Action should be the mailing date of the Advisory Action, if the response to the Final Rejection was mailed within 2 months of the Final Rejection. In the present application, the two month after-Final due date was July 5, 2004. As July 5, 2004, was a federal holiday in the United States, the two month after-Final due date is automatically extended to July 6, 2004. Therefore, the response to the Final Office Action in the present application, which was mailed July 6, 2004, with an appropriate certificate of mailing should be effective to receive the benefits of MPEP 706.07(f).

Consequently, the due date for the Notice of Appeal should be the mailing date of the Advisory Action, which was September 27, 2004. Therefore, the Notice of Appeal and accompanying Petition for a One-Month Extension of Time should be accepted by the PTO. If, however, for any reason the PTO disagrees and maintains the original August 5, 2004, due date, applicants hereby petition for an additional two months extension (to and including November 5, 2004). The additional fee for the additional extension period is hereby authorized to be charged to a Hewlett-Packard Company's deposit account 08-2025.

Respectfully submitted,

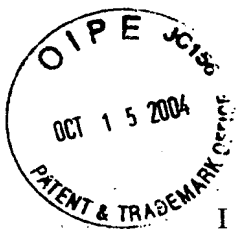
A handwritten signature in black ink, appearing to read "Daniel R. McClure", is written over a horizontal line.

Daniel R. McClure
Attorney for Applicant

Telephone: (770) 933-9500

Docket: 50834-1600

**THOMAS, KAYDEN, HORSTEMEYER
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

**Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

on October 13, 2004.



Brooke French

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The following is a list of documents enclosed:

Return Postcard
Notice of Proper Due Date Being September 27, 2004
Notice of Appeal

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